



PATENT

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant:** ESAB AB**Serial Number:** 09402185**Filed:** 9/28/99**For:** METHOD AND APPARATUS FOR FRICTION STIR WELDING**Docket Number:** 5746**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Hon. Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

March 12, 2002

Sir:

Responsive to the Notification of Missing Requirements mailed February 11, 2002 please find enclosed a copy of the original declaration filed with the application. The Declaration is in compliance with 37 CFR 1.497(a) and (b). Please find the international application number and international filing date above the last paragraph. The \$65 surcharge for providing the oath or Declaration later than the appropriate 30 months from the priority date is not required because the oath was supplied with the original application September 28, 1999 within 30 months of the priority date of April 4, 1997.

Having obviated the Examiner's objection, applicant respectfully requests that prosecution on this application be immediately initiated without further delay.

Respectfully submitted,

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Attorney for Applicant  
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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on March 12, 2002.

  
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Jennifer Schoen

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UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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09/402,185

C36305

**RECEIVED**

FEB 15 2002

**ORUM & ROTH**

INTERNATIONAL APPLICATION NO.
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PCT/SE98/00613

I.A. FILING DATE	PRIORITY DATE
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04/03/1998

04/04/1997

DVORAK & ORUM  
 53 West Jackson Boulevard  
 Chicago, IL, IL 60604-3606

**CONFIRMATION NO. 6575****371 FORMALITIES LETTER**

\*OC000000007355994\*

Date Mailed: 02/11/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Large Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JEREMY S FLEMING

Telephone: (703) 306-5723

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/402,185	PCT/SE98/00613	C36305

FORM PCT/DO/EO/905 (371 Formalities Notice)